



# राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड १४]

शिमला, शनिवार, २८ मई, १९६६/७ ज्येष्ठ, १८८८

[संख्या २२

विषय-सूची		
भाग १	वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और जूडिशल कमिशनरज कोर्ट द्वारा अधिसूचनाएं इत्यादि .. .. .	२५१—२२०
भाग २	वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि ..	—
भाग ३	अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, जूडिशल कमिशनरज कोर्ट, फाइनेन्शियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि	२२०—२२१
भाग ४	स्थानीय स्वायत्त शासन: म्यूनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग ..	—
भाग ५	वैयक्तिक अधिसूचनाएं और विज्ञापन .. .. .	२२१—२२३
भाग ६	भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन .. .. .	२२३—२२५
भाग ७	भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं .. .. .	—
—	अनुपूरक .. .. .	—

२८ मई, १९६६/७ ज्येष्ठ, १८८८ को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं:—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 10-863/60-Co-op., dated the 16th April, 1966.	Co-operative Department	The Himachal Pradesh Warehouse Rules, 1966.
No. 10-50/66, dated the 12th May, 1966.	Civil Supplies Department	Republication of Ministry of Food and Agriculture Notification No. GSR., dated the 21st April, 1966.
No. 10-49/66-CS., dated the 20th May, 1966.	-do-	Republication of Ministry of Food and Agriculture, Department of Food, Order No. GSR. 425, dated the 21st March, 1966.

भाग १—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और जूडिशल कमिशनरज कोर्ट द्वारा अधिसूचनाएं इत्यादि

हिमाचल प्रदेश सरकार

APPOINTMENT DEPARTMENT  
NOTIFICATION

Simla-4, the 7th May, 1966

No. 1-25/60-Appnt.—Pursuant to Government of India, Ministry of Home Affairs' sanction conveyed vide their

letter No. F.3/9/66-HMT., dated the 15th April, 1966, regarding the creation of the post of Advisor to Himachal Pradesh Government for a period of one year and appointment thereto, on re-employment basis, of Shri T. S. Negi, I.A.S., (Retd.). Shri Negi assumed charge of the post of Advisor to Himachal Pradesh Government, with effect from the 30th April, 1966 (A.N.).

## 2. The duties of Shri Negi will be:—

- (i) to advise the Government of Himachal Pradesh on the development of border district;
- (ii) to function as State Editor and to do in that capacity the work of editing the gazetteers of the districts in Himachal Pradesh;
- (iii) to prepare the report of settlement for Chamba district.

M. C. SHARMA,  
Chief Secretary.

## GENERAL ADMINISTRATION DEPARTMENT

## NOTIFICATION

Simla-4, the 11th May, 1966

No. GAD. 13-16/57-II.—In supersession of this Department Notification of even number dated the 14th August, 1962 the Lieutenant Governor, Himachal Pradesh is pleased to reconstitute the Committee consisting of the following to examine the question of grant of relief to Political Sufferers of Himachal Pradesh:

1. Chief Minister, Himachal Pradesh *Chairman*
2. Revenue Minister, Himachal Pradesh *Member*
3. Development Minister, Himachal Pradesh *Member*
4. President, District Congress Committee, Mahasu-cum-Kinnaur, *Member*
5. President, District Congress Committee, Sirmur district, *Member*
6. President, District Congress Committee, Bilaspur, *Member*
7. President, District Congress Committee, Mandi, *Member*
8. President, District Congress Committee, Chamba, *Member*
9. Chief Secretary *Member*
10. Under Secretary (GAD) *Secretary*

M. C. SHARMA,  
Chief Secretary.

## INDUSTRIES DEPARTMENT

## NOTIFICATION

Simla-4, the 24th February, 1966

No. I&S. 15(Metric)1340/57.—In exercise of the powers conferred by section 40 of the Rajasthan Weights and Measures (Enforcement) Act, 1958 as extended to the Union territory of Himachal Pradesh, the Lieutenant Governor, Himachal Pradesh is pleased to direct that the powers exercisable by him under section 15(2) of the aforesaid Act, shall be exercisable also by the Director of Industries, Himachal Pradesh.

## CERTIFICATES OF APPROVAL

Simla-4, the 26th February, 1966

No. I&S. 15(M&M)16/58.—This is to certify that M/s. Associated Cement Companies Limited, Cement House, 121-Queens Road, Bombay-1 is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

2. The certificate already granted and which expired on the 31st December, 1965 is renewed upto the 31st December, 1968.

Simla-4, the 26th February, 1966

No. I&S.15(Lab.)359/58.—In partial modification of this Government Notification No. I&S. 15(Lab.) 232/63, dated the 24th April, 1965 and in exercise of the powers conferred by sub-section 3 of section 14 of the Payment of Wages Act, 1936, the Lieutenant Governor (Administrator), Himachal Pradesh, is pleased to appoint with effect from the date of publication of this Notification in Himachal Pradesh Rajpatra the Extension Officers (Industries) posted in the following Development Blocks as Inspectors for the purposes of the said Act within their respective areas in respect of all factories and industrial establishments which do not come within the purview of sub-section (1) of the aforesaid section:—

## MAHASU DISTRICT

- (i) Development Block, Kunihar.
- (ii) Development Block, Rampur.
- (iii) Development Block, Rohru.
- (iv) Development Block, Kumarsain.
- (v) Development Block, Chopal.
- (vi) Development Block, Jubbal.
- (vii) Development Block, Chhohara (Chirgaon).
- (viii) Development Block, Jagjitnagar.

## BILASPUR DISTRICT

- (i) Development Block, Gherwin, Jhandutta.
- (ii) Development Block, Bilaspur Sadar.
- (iii) Development Block, Ghumarwin.

## MANDI DISTRICT

- (i) Development Block, Chachiot (Gohar).
- (ii) Development Block, Sarkaghat (Mandi).
- (iii) Development Block, Karsog.
- (iv) Development Block, Dharampur.
- (v) Development Block, Seraj.

## SIRMUR DISTRICT

- (i) Development Block, Pachhad.
- (ii) Development Block, Sangrah.
- (iii) Development Block, Shillai.

## CHAMBA DISTRICT

- (i) Development Block, Bhattiyat.
- (ii) Development Block, Pangi (Kilar).
- (iii) Development Block, Mehla.

## KINNAUR DISTRICT

- (i) Development Block, Nichar.
- (ii) Development Block, Kalpa.
- (iii) Development Block, Pooh.

Simla-4, the 3rd March, 1966

No. I&S 15 (M&M)/98/59-Ind.II.—This is to certify that M/s. Bakshi Des Raj Bhasin and Sons, Bhadri Nagar, P.O. Paonta, District Sirmur (H.P.), is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

The certificate already granted and which expired on the 31st December, 1965, is renewed upto the 31st December, 1966.

*Simla-4, the 3rd March, 1966*

**No. 5-34/62-Ind.II.**—This is to certify that Shri Kewal Krishan Anand, Bhadri Nagar, Paonta (District Sirmur), Himachal Pradesh, is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

The certificate already granted and which expired on the 31st December, 1965, is renewed upto the 31st December, 1966.

*Simla-4, the 9th March, 1966*

**No. 5-23/61-Ind.II.**—This is to certify that Bakshi Ram Dass Bhasin, Janta Sector, Bilaspur, Himachal Pradesh is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

The certificate already granted and which expired on the 31st December, 1965, is renewed upto the 31st December, 1966.

*Simla-4, the 9th March, 1966*

**No. 5-15/64-Ind.II.**—This is to certify that M/s. Ram Parkash Anand and Sons, 1-Darshani Gate, Dehradun (U.P.), is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

The certificate already granted and which expired on 31st December, 1965, is renewed upto the 31st December, 1966.

*Simla-4, the 9th March, 1966*

**No. 5-21/65-Ind.II.**—This is to certify that M/s Jai Singh Thakur and Sons, Government Contractor, Purohit Street, Nahan (H.P.) is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

The certificate already granted and which expired on the 31st December, 1965, is renewed upto the 31st December, 1966.

## NOTIFICATIONS

*Simla-4, the 26th March, 1966*

**No. 1&S. 15 (Lab.) 509/64.**—In exercise of the powers vested in him under section 18 of the Punjab Trade Employees Act, 1940 (as extended to the State of Himachal Pradesh), the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to exempt from the operation of the provisions under sections 4-B, 6 and 7 of the said Act, all shops and commercial establishments at Sundernagar during Nalwar Fair from 22nd to 28th March, 1966 (both days inclusive).

*Simla-4, the 28th March, 1966*

**No. 21-58/65-Ind-I(Lab.).**—In exercise of the powers vested in him under section 18 of the Punjab Trade Employees Act, 1940 as extended to Himachal Pradesh, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to exempt all shops and commercial establishments in Mandi town from the provisions of section 4(2) and 7 of the said Act, during the Shivratri

Fair at Mandi town from 18th February to 26th February, 1966, (both days inclusive).

## CERTIFICATE OF APPROVAL

*Simla-4, the 30th March, 1966*

**No. 5-11/66-Ind.II.**—This is to certify that M/s Amar Singh Barinder Singh, Forest Contractors, Nahan (H.P.), is approved as a person who is qualified to acquire prospecting licence and mining lease in respect of all minerals except petroleum and natural gas in the territory of Himachal Pradesh under the Mineral Concession Rules, 1960.

This certificate shall be valid upto the 31st December, 1966.

## NOTIFICATION

*Simla-4, the 29th April, 1966*

**No. 14-1/64-Ind.II.**—In supersession of this Department Notifications No. 16-3/62-Ind.II, dated the 10th April, 1963 and 17th January, 1964, constituting the Project Committee and State Advisory Committee for the Rural Industries Project, Mahasu, Himachal Pradesh respectively the Lieutenant Governor, Himachal Pradesh is pleased to reconstitute a State level Advisory-cum-Project Implementation Committee in place of the aforesaid two Committees for the Rural Industries Project, Mahasu, Himachal Pradesh consisting of the following:—

1. Minister for Industry, Himachal Pradesh *Chairman*
2. Shri Nehar Singh, M.L.A. .. *Member*
3. Shri Keshav Ram (Solan) M.L.A. .. *Member*
4. Shri Nek Ram, M.L.A. .. *Member*
5. Director of Industries, H.P. .. *Member*
6. Agent, State Bank of India, Simla .. *Member*
7. Project Executive Officer, Rural Industries Project, Mahasu, H.P. .. *Member Secretary.*

2. The terms of reference of the Committee would remain the same as notified earlier.

3. For attending meeting of the Committee, the non-official members would be entitled, to travelling allowance and daily allowance as under:—

(a) *Travelling Allowance:*

(i) *Journey by rail.*—They will be treated at par with Government servants of the First Grade, and will be entitled to single fare of the class of the accommodation actually used but not exceeding the fare to which the Government servants of the First Grade are normally entitled, i.e., accommodation of the highest class by whatever name it may be called, provided on the railway excluding air conditioned accommodation, by which the journey is performed plus an allowance for incidental expenses at the rate of 35 paise per every 10 kilometres or part thereof, if the journey exceeds 5 kilometres.

(ii) *Journey by road.*—In respect of journeys by road between places not connected by rail, a member will be entitled to road mileage admissible to an officer of the First Grade under the rules and at the rates as applicable to the employees of the Government of Himachal Pradesh.

In a case where journey between two places connected by rail is performed by road, rail being the ordinary mode of travelling the road mileage will be regulated as under:—

1. When a journey is performed by taking a single seat in a public conveyance, the members will be entitled to:—

(i) actual fare paid for a seat in the public conveyance plus incidentals admissible as per a journey by rail, or

(ii) the lower rate of road mileage prescribed in the rules for Government servants limited to rail mileage whichever is less.

2. When the journey is performed otherwise, the higher rate of road mileage, but limited to rail mileage will apply.

(b) *Daily Allowance:*

(i) The non-official members other than members of Vidhan Sabha will be entitled to daily allowance for each day of the meeting at the highest rate admissible to a Government servant of the First Grade for the respective locality.

(ii) The non-official members who are also members of Vidhan Sabha will be entitled to a daily allowance for each day of the meeting of the Committee *except* when the Vidhan Sabha or a Vidhan Sabha Committee on which they are serving is in session, at the highest rate admissible to a Government servant of the First Grade for the respective locality, but limited to the rate as admissible to them as members of the Vidhan Sabha.

(iii) In addition to the daily allowance for the day(s) of the meeting, a member shall also be entitled to full daily allowance for the day preceding and/or the day following the meeting if:—

- (1) he arrives in the forenoon of the day preceding the day of the meeting or on an earlier day; and/or
- (2) he departs at 12 noon or in the afternoon of the day following the day of the meeting or on a later day.

But he will be entitled to only half daily allowance for the day preceding and/or for the day following the meeting if:—

- (1) he arrives at 12 noon or in the afternoon of the day preceding the day of the meeting and/or
- (2) he departs in the forenoon of the day following the day of the meeting.

(iv) Daily allowance will be subject to the usual condition laid down in Supplementary Rule 73, as amended from time to time.

(c) *Conveyance allowance:*

A non-official member resident at a place where the meeting of the Committee is held will not be entitled to travelling and daily allowances on the scales indicated above but will be allowed only the actual cost of conveyance hire, subject to the maximum of Rs. 10.00 per day. Before the claim is actually paid the Controlling Officer should verify the claim and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure will not less than the claimed amount. In cases, he is not satisfied with the details, he may, at his discretion, limit the conveyance allowance to road mileage.

If such a member uses his own car, he will be granted mileage allowance at the rates admissible to officials of the First Grade subject to a maximum of Rs. 10.00 per day.

(d) The travelling and daily allowances will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source.

(e) The non-official members will be eligible for travelling allowance for the journeys actually performed in connection with the meetings of the Committee *from and to the place of their permanent residence to be named in advance*. If any member performs a journey from a place

other than the place of his permanent residence to attend a meeting of the Committee or returns to a place other than the place of his permanent residence after the termination of the meeting travelling allowance shall be worked out of the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting whichever is less.

(f) The non-official members who are members of Vidhan Sabha, will not be entitled to daily allowance in connection with their assignment, when the Vidhan Sabha or Vidhan Sabha Committee on which they are serving is in session, as they will be drawing their daily allowance under the *Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) Act, 1963*, from the Vidhan Sabha. However, if they certify that they were prevented from attending the session of the House or the Vidhan Sabha Committee and did not draw any daily allowance from the Vidhan Sabha, they would be entitled to daily allowance at the rate as prescribed.

(g) The provisions of rule 224 of the Central Treasury Rules will apply *mutatis mutandis* in the case of over payments made on account of travelling allowance to non-official members.

(h) The non-official members who are members of Vidhan Sabha will also not draw travelling allowance and the daily allowance including conveyance allowance which will disqualify them from the Vidhan Sabha.

4. The Director of Industries will be the Controlling Officer in regard to the counter-signing of the travelling allowance bills of the non-official members, and the travelling allowance bills will be scrutinised and prepared in the office of the Project Executive Officer, Rural Industries Project, Mahasu, Himachal Pradesh.

5. The expenditure will be debitable to head 35-Industries B-23 Rural Industries Project, B-23(3) Allowances (Plan).

6. Any non-official member/members invited to attend the meetings of the aforesaid Committee as a special invitee would also be entitled to travelling allowance and daily allowance as mentioned above.

By order,

P. K. MATTOO,  
Secretary.

## PUBLIC RELATIONS AND TOURISM DEPARTMENT NOTIFICATIONS

Simla-4, the 11th May, 1966

N0. 10-28/64-Pub.—The Lieutenant Governor, Himachal Pradesh, is pleased to constitute 'Himachal Pradesh Guidance and Co-ordination Committee, for Border Publicity at State level and to appoint the following members thereof:—

- |   |                 |
|---|-----------------|
| 1. Minister of Information (Chief Minister)   | <i>Chairman</i> |
| 2. Chief Secretary, Himachal Pradesh  | <i>Member</i>   |
| 3. Army Commander Western Command, or his nominee, Simla                              | <i>Member</i>   |
| 4. Divisional Organiser, Directorate General Border Security, Simla                   | <i>Member</i>   |
| 5. Development Commissioner, H.P.   | <i>Member</i>   |
| 6. Inspector General of Police, Himachal Pradesh                                      | <i>Member</i>   |
| 7. Director of Health Services, Himachal Pradesh                                      | <i>Member</i>   |
| 8. Director of Education, Himachal Pradesh  | <i>Member</i>   |
| 9. Director of Welfare, Himachal Pradesh  | <i>Member</i>   |
| 10. Regional Officer, Directorate of Field Publicity, Government of India, Chandigarh | <i>Member</i>   |

11. Information Officer, Press Information Bureau, Government of India, Jullundur *Member*
12. Chief of All India Radio, Simla (Assistant Station Director, All India Radio, Simla) *Member*
13. Director of Public Relations and Tourism, Himachal Pradesh *Member Secretary.*

2. The Committee may co-opt other members as and when necessary.

3. *Functions.*—The functions of the Committee will be as under:—

- (a) General guidance about co-ordination of activities at all levels in the State regarding Border Publicity through all agencies—Central and State;
- (b) Special direction for planning the coverage of important occasions, like fairs, festivals, etc;
- (c) Suggestions to the Centre on general publicity problems;
- (d) Advise regarding the arrangements for supply of information material and publicity literature to the various field agencies; and
- (e) General guidance to the Committee at the district level on publicity matters.

4. The official members are appointed in their official capacity.

5. The meeting of the Committee will be held once a quarter or at such intervals as the Chairman may deem necessary.

*Simla-4, the 11th May, 1966*

**No. 10-28/64-Pub.**—The Lieutenant Governor, Himachal Pradesh, is pleased to constitute District level Committees for Border Publicity in all the Districts of Himachal Pradesh and to appoint the following members for each thereof:—

1. Collector of the district *Chairman*
2. Representative of the Border Security in the district (Area Organiser) *Member*
3. Superintendent of Police *-do-*
4. Local Representative of the Army *-do-*
5. District Planning and Development Officer *-do-*
6. Field Publicity Officer (Government of India) *-do-*
7. District Public Relations Officer *Member Secretary.*

2. *Functions.*—The functions of the Committees will be as under:—

- (a) This Committee will act upon the guidance given by the State level Guidance and Co-ordination Committee for Border Publicity.
- (b) Intensification of publicity work in the district by utilization of all media available.

3. The official members are appointed in their official capacity.

4. The meeting of the Committees will be held once a month.

*Simla-4, the 11th May, 1966*

**No. 10-28/64-Pub.**—The Lieutenant Governor Himachal Pradesh, is pleased to constitute 'Himachal Pradesh Executive Committee' for Border Publicity at State level and to appoint the following members there-

of:—

1. Director Public Relations and Tourism, Himachal Pradesh.
2. Regional Officer, Directorate of Field Publicity, Government of India, Chandigarh.
3. Chief of All India Radio, Simla (Assistant Station Director, All India Radio, Simla).
4. Information Officer, Press Information Bureau, Government of India, Jullundur.
5. Divisional Organiser, Directorate General of Border Security or his representative.

2. The Director of Public Relations and Tourism, Himachal Pradesh, will be convener of this Committee and it will meet once a month or as necessary, even more frequently if needed.

3. *Functions.*—The functions of the Committee will be as under:—

- (a) Implementation of the recommendations of the Central Committee and the State level Co-ordination Committee for Border Publicity;
- (b) Planned development of the resources of the Field Units of the Central and State Governments on a joint basis; and
- (c) Organisation of coverages in areas which need special attention.

4. The official members are appointed in their official capacity.

M. C. SHARMA.  
*Chief Secretary.*

## REVENUE DEPARTMENT NOTIFICATION

*Simla-4, the 12th May, 1966*

**No. 2-13/64-Rev.I.**—The Lieutenant Governor, Himachal Pradesh, is pleased to order that the Departmental Examination of Tehsildars should be held in Himachal Pradesh in future, and to constitute a Central Committee of Examinations consisting of the following officers:—

- (i) Chief Secretary-cum-Financial Commissioner, Himachal Pradesh,
  - (ii) Registrar, Judicial Commissioner's Court, Himachal Pradesh,
  - (iii) Commissioner, Himachal Pradesh,
- and to order that the Director of Land Records, Himachal Pradesh, would function as Secretary to the Central Committee of Examinations.

By order.

B. S. GAUTAM,  
*Under Secretary.*

## TRANSPORT DEPARTMENT NOTIFICATION

*Simla-1, the 16th May, 1966*

**No. 3-40/62-Tpt.**—Whereas in exercise of the powers conferred by section 68E read with sub-section (3) of section 68E of the Motor Vehicles Act, 1939, the Lieutenant Governor, Himachal Pradesh, published a modified scheme in respect of Himachal Government Transport (hereinafter referred to as State Transport undertaking) vide Notification No. 3-40/62-Tpt., dated 20th November, 1964 in the Himachal Pradesh Rajpatra dated 21st December, 1964.

Whereas the State Transport Undertaking further made modifications in the said scheme under section 68E of the Motor Vehicles Act, 1939 vide Notification No. 3-40/62-Tpt., dated 29th September, 1965.

And whereas the State Transport Undertaking is of the opinion that for the purpose of providing an efficient, adequate, economical and proper co-ordinated road transport service and to give facility to the owners of truck, trailer, trucks and of light vehicles used as goods vehicles it is necessary in the public interest to make further suitable modifications in the scheme.

Now, therefore, in exercise of the powers vested in it under section 68E read with section 68C of the Motor Vehicles Act, 1939, the State Transport Undertaking has further proposed to modify the scheme as under:

Any person or undertaking, affected by these modifications of the scheme, may within 30 days from the day of the publications of these modifications in the Official Gazette file objections thereto before the Secretary to the Himachal Pradesh Government in the Transport Department, Kennedy House, Simla-4.

#### A. MODIFICATION REGARDING LIGHT MOTOR VEHICLES

(1) For the existing modification 10 the following modification shall be substituted, namely:—

“(X) The above noted scheme shall apply *mutatis mutandis* to a light motor vehicle used as goods vehicle and plied for hire and reward but for such a vehicle the annual attachment fee shall be Rs. 2,000. The applicant shall deposit Rs. 500 along with application for attachment of the vehicle and unless the deposit is made, the application shall be rejected straightaway by the General Manager, Himachal Government Transport. On attachment of the vehicle and after grant of permit by the State Transport Authority, private operator shall be required to pay second instalment of Rs. 500 at the expiry of the period of two months from the date of attachment/grant of permit. The third and fourth instalments of Rs. 500 each shall be paid by the private operator at the expiry of two and four months periods respectively thereafter:

Provided that the General Manager may in his discretion and for reasons to be recorded, require any applicant to deposit Rs. 2,000 in lump sum or in part thereof along with the application for attachment of the vehicle in the first instance and unless the deposit is made, the application shall be rejected.

#### B. MODIFICATIONS FOR ATTACHMENT OF TRUCK TRAILORS

The following modified scheme shall operate so far as it

relates to the attachment of truck-trailors, truck of private operators/undertakings:—

(i) The private operator shall apply to the General Manager, Himachal Government Transport for the attachment and issue of a public carriers route permit, against his vehicle (truck-trailor combination).

(ii) The attachment fee for a period of one year will be Rs. 12,000. The applicant shall deposit Rs. 3,000 with General Manager, Himachal Government Transport along with the application for attachment of the vehicle and unless such deposit is made the application shall be rejected straightaway by the General Manager, Himachal Government Transport. On attachment of the vehicle, and after grant of permit by the State Transport Authority the private operator shall be required to pay the second instalment of Rs. 3,000 at the expiry of the period of 2 months from the date of attachment/grant of permit. The third and fourth instalments of Rs. 3,000 each shall be paid by the private operator at the expiry of two and four months periods respectively thereafter. In the event of the owner/private operator failing to pay any instalment on the due date, the permit shall stand automatically cancelled and the sum already paid as attachment fee shall be liable to be forfeited by the General Manager, Himachal Government Transport:

Provided that the General Manager may in his discretion and for reasons to be recorded, require any applicant to deposit the full fee of Rs. 12,000 in lump sum or any part thereof along with the application for attachment of the vehicle in the first instance and unless such deposit is made the application shall be rejected.

(iii) The General Manager, Himachal Government Transport shall apply to the State Transport Authority for the issue of a public carrier's route permit against the attached vehicle. The application shall be considered on merit and the State Transport Authority shall be at liberty to reject any application without assigning any reason therefor. Upon such rejection the private operator shall be refunded his sum of Rs. 3,000 or Rs. 12,000 or any part thereof, as the case may be, deposited along with the application.

(iv) The rest of the provisions of the modified scheme referred to above shall apply to the attachment of truck-trailor of private operators/undertakings.”

P. P. SRIVASTAVA,  
General Manager.

भाग २—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं  
इत्यादि

शून्य

भाग ३—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश  
के उप-राज्यपाल, जुडिशल कमिशनरज़ कोर्ट, फाइनेन्शल कमिशनर तथा कमिशनर आफ़  
इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

#### JAILS DEPARTMENT NOTIFICATION

Simla-4, the 6th August, 1965

No. H(J)-14-929/58.—In exercise of the powers dele-

gated by the President under the proviso to Article 309 of the Constitution, vide Government of India, Ministry of Home Affairs Notification No. F. 27/59-Him(i), dated the 13th July, 1959, the Administrator (Lieutenant

Governor), Himachal Pradesh, in consultation with the Union Public Service Commission vide their letter No. F. 3/24.A(5)/64-RR, dated 5th May, 1965, is pleased to frame Recruitment Rules for the post of Superintendent, Model Central Jail, Nahan, as per annexure 'A'.

2. These rules shall come into force with effect from the issue of this Notification.

By order,  
RAGHUBIR SINGH,  
Joint Secretary (Home).

ANNEXURE 'A'

**RECRUITMENT RULES FOR THE POST OF SUPERINTENDENT, MODEL CENTRAL JAIL NAHAN IN GOVERNMENT OF HIMACHAL PRADESH, F.No. 3/24-A(5)/64-RR**

1. *Name of post.*—Superintendent Model Central Jail, Nahan.
2. *No. of posts.*—One.
3. *Classification.*—Class II Gazetted.
4. *Scale of pay.*—Rs. 350-25-600-25-800.
5. *Whether selection post or non-selection post.*—N.A.
6. *Age limit for direct recruits.*—45 years and below (Relaxable for Government servants).
7. *Educational and other qualifications required for direct recruits.*—ESSENTIAL:

(i) Degree of recognised University or equivalent.

(ii) Adequate experience of Jail Administration.

Qualifications relaxable at Commission's discretion in case of candidates otherwise well qualified.

DESIRABLE :

A pass certificate in Correctional Administration from the Tata School of Social Sciences, Bombay or Lucknow Jail Training School or equivalent.

8. *Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees.*—N.A.

9. *Period of probation if any.*—Two years.

10. *Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer and percentage of the vacancies to be filled by various methods.*—By transfer on deputation failing which by direct recruitment.

11. *In case of recruitment by promotion deputation/transfer, grades from which promotion, deputation/transfer to be made.*—TRANSFER ON DEPUTATION:

Suitable officers from Central/State Governments.

(Period of deputation ordinarily not exceeding 3 years).

12. *If a D.P.C. exists what is its composition.*—N.A.

13. *Circumstances in which U.P. S.C. is to be consulted in making recruitment.*—As required under the rules.

By order.

RAGHUBIR SINGH,  
Joint Secretary.

**PUBLIC WORKS DEPARTMENT  
NOTIFICATION**

Simla-4, the 14th/17th December, 1965

No. PWE-147-1/61-ES-II-8363-8401-G.—In exercise of the powers delegated by the President under the proviso to Article 309 of the Constitution vide Government of India, Ministry of Home Affairs Notification No.F.27/58-Him.(i), dated the 13th July, 1959, the Administrator (Lieutenant Governor) Himachal Pradesh is pleased to make the following recruitment Rules for the post of Assistant Architect in the Public Works Department, Himachal Pradesh, Government.

1. *Name of post.*—Assistant Architect.
2. *No. of post.*—One.
3. *Classification.*—Class II (Gazetted).
4. *Scale of pay.*—Rs. 250-25-550/25-750.
5. *Whether selection post or non-selection post.*—Selection.
6. *Age limit for direct recruits.*—Not applicable.
7. *Educational and other qualifications required for direct recruits.*—Not applicable.
8. *Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees.*—Not applicable.
9. *Period of probation, if any.*—Two years.
10. *Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer and percentage of vacancies to be filled by various methods.*—By promotion.
11. *In case of recruitment by promotion, deputation/transfer, grades from which promotion, deputation/transfer to be made.*—Senior Architectural draftsman, with 3 years service in the grade in the case of degree-holder or equivalent, 7 years service in the grade in the case of those possessing the qualification of intermediate in Architecture and 10 years service in the case of the un-qualified.
12. *If a Departmental Promotion Committee exists, what is its composition.*—Class II D.P.C.
13. *Circumstances in which the Union Public Service Commission is to be consulted in making recruitment.*—As required under the rules.

K. RAMA VARMAN,  
Secretary.

**भाग ४—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटोफाइड और टाउन एरिया तथा पंचायत विभाग**

शून्य

**भाग ५—वैयक्तिक अधिसूचनाएं और विज्ञापन**

In the Court of the Compensation Officer, Tehsil Sadar, Mandi (H.P.)

FILE No. 18/17-8-65

In the matter of Shri Bali s/o Giarhoo, caste Kir, r/o Kummi, illaqua Balh, Tehsil Sadar, Mandi, H.P. (Applicant).

Versus

Shri Seru s/o Moti, Siyahoo s/o Ganesh Chand, Mst. Kasalya adult d/o Sangaru, r/o Cheek, illaqua Badrota, Tehsil Sarkaghat, Shri Bhagi, Biria Parkash s/o Sangaru r/o Talyarh, Pachhit, Tehsil Sadar, Mst. Rukmani adult, Kamal Singh, Mst. Vimla d/o Ranjit

Singh, Subas Kumar s/o Ranjit Singh, r/o Manyana, Tehsil Sadar, Mandi, H.P. (Respondents).

Application for grant of proprietary rights under section 11(2) of the H.P. Abolition of Big Landed Estates and Land Reforms Act, 1953.

Whereas it has been proved to the satisfaction of the Court that the respondent above named cannot be served in the ordinary way of service, hence this proclamation under Order 5, Rule 20 C.P.C. is hereby issued against him that he should appear personally or through some authorised agent or pleader on 24-6-1966, failing which *ex-parte* proceedings shall be taken against him.

Given under my hand and the seal of the Court.

VIJAI SINGH NEGI,  
Compensation Officer.

Seal.

In the Court of the Compensation Officer, Tehsil Sadar Mandi (H.P.)

FILE NO. 145/5-3-66

In the matter of Shri Kanhya, Mani, Krishan s/o Zhaver, caste Brahman, village Dan, illaqua Hatgarh Balh, Tehsil Sadar, Mandi (Applicants)

Versus

(1) Mst. Lila alias Shila d/o Radha s/o Ramkishan, (2) Madan Mohan s/o Shrimati Indervati, r/o Mandi, (3) Syam, (4) Lakshmi Kumar, (5) Devesh Kumar s/o Devi Ditta, (6) Shrimati Lajia Devi wd/o Devi Ditta, (7) Shrimati Bindya, (8) Shrimati Sitla, (9) Shrimati Mumti d/o Devi Ditta, caste Khatri, r/o Mandi (Respondents).

Applications for grant of proprietary rights under section 11(2) of the Himachal Pradesh Abolition of Big Landed Estates and Land Reforms Act, 1953.

Whereas it has been proved to the satisfaction of the Court that the respondents above named cannot be served in the ordinary way of service, hence this proclamation under Order 5, Rule 20, C.P.C., is hereby issued against them that they should appear personally or through some authorised agent or pleader on June 7, 1966, failing which *ex-parte* proceedings shall be taken against them.

Given under my hand and the seal of the Court.

VIJAI SINGH NEGI,  
Compensation Officer.

Seal.

In the Court of the Compensation Officer, Tehsil Sadar, Mandi (H.P.)

FILE NO. 79/26-11-65

In the matter of Shri Sainu s/o Koka, caste Koli, r/o Kummī, illaqua Balh, Tehsil Sadar, Mandi, H.P. (Applicant).

Versus

Shri Mani Ram s/o Madan, r/o Kathyal, illaqua Balh, Shri Chuni Lal, Padam Nabh s/o Madan, Mst. Amrita, Shrimati Soma, Shrimati Vidya, Mst. Rupa d/o Madan, Mst. Hima, caste Brahman, r/o Mandi Samkheter, Shri Devi Saran s/o Goghal, Tehsil Sundernagar, Mandi (Respondents).

Applications for grant of proprietary rights under section 11(2) of the H. P. Abolition of Big Landed Estates and Land Reforms Act, 1953.

Whereas it has been proved to the satisfaction of the court that the respondents above named cannot be served in the ordinary way of service, hence this proclamation under Order 5, Rule, 20, C.P.C. is hereby issued against them that they should appear personally

or through some authorised agent or pleader on June 7, 1966 failing which *ex-parte* proceedings shall be taken against them.

Given under my hand and the seal of the Court.

VIJAI SINGH NEGI,  
Compensation Officer.

Seal.

PROCLAMATION UNDER ORDER 5, RULE 20 CIVIL PROCEDURE CODE REQUIRING THE ATTENDANCE OF THE RESPONDENT

In the Court of the District Judge, Mahasu at Kelleston Simla-1

CIVIL REGULAR APPEAL NO. 121M/13 OF 1965

Shri Amar Chand son of L. Chungar Mal, resident of village Bazar Jubbal, Tehsil Jubbal, District Mahasu (Deft. Appellant).

Versus

1. Shri Romesh Chand son of Shri Balak Ram, P.W.D. Contractor at present residing at Machhiwali Kothi, Jakoo, Simla.

2. Shri Permanand son of Fattu Brahmin, resident of village Nehra, Pargana Jajhot, Tehsil Kasumpti.

3. Shri Dittu Ram son of Khazana, caste Tarkhan, resident of village Battrā, Tehsil Dehragopipur, District Kangra. (Respondents).

Appeal against the judgement and decree of the Senior Sub-Judge, Mahasu dated 22-1-1962.

o

Shri Dittu Ram son of Khazana, Tarkhan, resident of Battrā, Tehsil Gopipur, District Kangra (Punjab).

Whereas it has been proved to the satisfaction of this court that Shri Dittu Ram respondents noted above is intentionally evading service of summons issued to him in the above noted appeal from time to time and whereas it has been further proved to the satisfaction of this court that Shri Dittu Ram respondent cannot be served in the ordinary way. Notice is therefore hereby issued by proclamation under Order 5, Rule 20, C.P.C. for the information of the respondents Dittu Ram that he should either present himself in this court personally or through an authorised agent or pleader to answer the claim of the appellant on 14th June, 1966 (14-6-1966) at 10 A.M. at Kelleston, Simla-1. In case of his non-appearance before this court on the date of hearing viz. 14-6-1966 the case will be heard and determined *ex-parte* in his absence.

Given under my hand and the seal of the court, this 12th day of May, 1966.

JAIGOPAL ATRI,  
Superintendent,  
District Judge's Court, Mahasu.

Seal.

इशतहार

जेर आडींग ५, रूल २०, मजमूआ जाल्ता दीवानी  
अज कार्यालय श्री एच० सी० मलहोत्रा, कम्पन्सेशन ऑफिसर,  
मदर, तहसील चम्बा, हिमाचल प्रदेश।

दावा नं० २८/टी० सी० बाबत सन्, १९६६

श्री दलेला व चीनू पिसरान दास, कौम आर्य, ग्राम बरोर, परगना  
मुदयाल (सायलान)।

बनाम

श्री उत्तम चन्द पुव कांशी, जाति ब्राह्मण, मुहल्ला जनसाली, चम्बा  
नगर (फरीक दोयम)।

प्रार्थना पत्र बराये हसूल मलकीयत अराजी जेर धारा ११ हिमाचल प्रदेश बड़ी जमींदारी उन्मूलन ऐक्ट, १९५३।

मुकद्दमा मुन्दरजा अनवान बाला में उत्तम चन्द उक्त तामील नोटिस से दीदा दानिस्ता गुरेज करता है और रूपोण है। इस लिये इश्तहार हजा बनाम उत्तम चन्द उक्त जारी किया जाता है यदि उत्तम चन्द मिति २७-६-१९६६ (२७ जून, १९६६) को हृदामपुरा में असालतन या बकालतन हाजिर न होगा तो इस के विरुद्ध कार्यवाही यकतरफा अमल में लाई जावेगी।

आज बतारीख ५ मई, १९६६ को बदस्तखत मेरे और मोहर अदालत से जारी हुआ।

एच० सी० मलहोत्रा  
(मोहर) कम्पन्सेशन ऑफिसर।

इश्तहार

जर आर्डर ५, रूल २०, मजबूआ जावता दीवानी अज कार्यालय श्री एच० सी० मलहोत्रा, कम्पन्सेशन ऑफिसर सदर तहसील चम्बा, हिमाचल प्रदेश।

दावा नं० १४२३ वावत सन्, १९६३

श्री चीतु पुत्र हगु, जाति आर्य, ग्राम खास, परगना उदेपुर (मायल)।  
बनाम

श्री सन्त लाल, तेज राम व बलवन्त सिंह, पिमरान दास, जाति खत्री, वासी मुहल्ला बंसी गोपाल, चम्बा नगर (फरीक दोयम)।

प्रार्थना पत्र बराये हसूल मलकीयत अराजी जेर धारा ११ हिमाचल प्रदेश बड़ी जमींदारी उन्मूलन ऐक्ट, १९५३।

मुकद्दमा मुन्दरजा अनवान बाला में तेज राम उक्त तामील नोटिस से दीदा दानिस्ता गुरेज करता है और रूपोण है। इस लिये इश्तहार हजा बनाम तेज राम उक्त जारी किया जाता है यदि तेज राम मिति २५-६-१९६६ (२५ जून, १९६६) को बमुकाम हरदासपुरा में असालतन या बकालतन हाजिर न आया तो उस के विरुद्ध कार्यवाही

यकतरफा अमल में लाई जावेगी।

आज बतारीख ५ मई, १९६६ को बदस्तखत मेरे और मोहर अदालत से जारी हुआ।

एच० सी० मलहोत्रा,  
(मोहर) कम्पन्सेशन ऑफिसर।

इश्तहार

जर आर्डर ५, रूल २०, जावता दीवानी

बदस्तखत श्री नेत्र सिंह शान्दिल (एम०ए०, एल०एल०बी०) मिनियर सब-जज माहिर, मण्डी (हिमाचल प्रदेश)।

मि: ४ मुतफरक

मुसम्मान गुलाम बीबी बेवा अब्दुल अजीज जाति राई मुसलमान, निवासी दुगराई बल्लह, तहसील मुन्दरनगर हिमाचल प्रदेश (मायला)।

दख्खास्त जर धारा १० गार्डियन वार्ड ऐक्ट

इश्तहार बराये आगाही हर खाम व ग्राम

मुकद्दमा मुन्दरजाबाला में मुसम्मान गुलाम बीबी मायला ने एक दख्खास्त पेश की है कि उस को नाबालगान गुलाम मख्खर बीबी व मुसम्मात अनवर बीबी व मुसम्मात नसीम बीबी दुखतरान आ अब्दुल अजीज, जाति राई मुसलमान, निवासी दुगराई बल्लह, तहसील मुन्दरनगर की जात व जायदाद का गार्डियन बनाया जावे इस लिये हर खाम व ग्राम को बजरिया इश्तहार हजा सूचित किया जाता है कि दख्खास्त हजा के मन्जूर होने में उजर हो तो तारीख पेगी ३-६-१९६६ को हाजिर अदालत हो कर पेश करें वरना बाद में किसी का उजर समाप्त ना होगा।

आज तिथि १८ मई, १९६६ को हस्ताक्षरित तथा अदालत की मोहर से प्रकाशित हुआ।

नेत्र सिंह शान्दिल,  
(मोहर) मिनियर सब-जज।

## भाग ६—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

### MEDICAL AND PUBLIC HEALTH DEPARTMENT NOTIFICATION

Simla-2, the 19th July, 1965

No. 2-21/65-Med. II.—The Prevention of Food Adulteration (Amendment) Act, 1964, (No. 49 of 1964) as published in the Extraordinary Gazette of India, Part II Section I, dated the 26th December, 1964 is reproduced in the Himachal Pradesh Government Rajpatra for information of the general public.

Dr. (Mrs.) A. C. PARMAR,  
Secretary.

### PREVENTION OF FOOD ADULTERATION (AMENDMENT) ACT, 1964

No. 49 OF 1964

AN

ACT

further to amend the Prevention of Food Adulteration Act, 1954.

BE it enacted by Parliament in the Fifteenth Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Prevention of Food Adulteration

(Amendment) Act, 1964.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette appoint.

2. Amendment of section 2.—In section 2 of the Prevention of Food Adulteration Act, 1954, (hereinafter referred to as (37 of 1954) the principal Act), in clause (vii) and in sub-clause (2) of clause (viii), for the words “the State Government”, the words “the Central Government or the State Government” shall be substituted.

3. Amendment of section 3.—In section 3 of the principal Act:—

(i) in sub-section (2)—

(a) for clause (d), the following clause shall be substituted, namely:—

“(d) one representative each of the Departments of Food and Agriculture in the Central Ministry of Food and Agriculture and one representative each of the Central Ministries of Commerce, Defence, Industry and Supply and Railways, nominated by the Central Government”.

(b) for clause (g) the following clause shall be substituted, namely:—

“(g) two representatives nominated by the Central Government to represent the agricultural commercial and industrial interests”.

(c) after clause (h), the following clause shall be inserted, namely:—

“(i) one representative nominated by the Indian Standards Institution referred to in clause (e) of section 2 of the Indian Standards Institution (Certification Marks) Act, 1952”.

(ii) in sub-section (3) for the brackets, letters and word “(g) and (h)”, the brackets, letters and word “(g), (h) and (i)” shall be substituted.

4. *Amendment of section 7.*—In section 7 of the principal Act, in clause (iv), for the words “with a view to preventing the outbreak or spread of infectious diseases”, the words “in the interest of public health” shall be substituted.

5. *Substitution of new sections for section 8 and 9.*—For sections 8 and 9 of the principal Act, the following sections shall be substituted namely:—

“8. *Public analysts.*—The Central Government or the State Government may, by notification in the Official Gazette, appoint such persons as it thinks fit, having the prescribed qualifications to be public analysts for such local areas as may be assigned to them by the Central Government or the State Government, as the case may be:

Provided that no person who has any financial interest in the manufacture, import or sale of any article of food shall be appointed to be public analyst under this section.

“9 *Food Inspectors.*—(1) The Central Government or the State Government may, by notification in the Official Gazette, appoint such persons as it thinks fit, having the prescribed qualifications to be food inspectors for such local areas as may be assigned to them by the Central Government or the State Government, as the case may be:

Provided that no person who has any financial interests in the manufacture, import or sale of any article of food shall be appointed to be food inspector under this section.

(2) Every food inspector shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code and shall be officially subordinate to such authority as the Government appointing him, may specify in this behalf”.

6. In section 10 of the principal Act:—

(i) in clause (c) of sub-section (1), for the words “with a view to preventing the outbreak or spread of any infectious disease”, the words “in the interest of public health” shall be substituted;

(ii) in sub-section (4), the following proviso shall be inserted, namely:—

“Provided that where the food inspector keeps such articles in the safe custody of the vendor he may require the vendor to execute a bond for a sum of money equal to the value of such article with one or more sureties as the food inspector deems fit and the vendor shall execute the bond accordingly”.

(iii) in sub-section (7) for the words “as far as possible, call not less than two persons to be present at the time when such action is taken and take their signatures” the words “call one or more persons to be present at the time when such action is taken and take his or their signatures” shall be substituted.

7. *Substitution of new sections for section 14.*—For section 14 of the principal Act, the following sections shall be substituted, namely:—

“14.—*Manufacturers, distributors and dealers to give warranty.*—No manufacturer, distributor or dealer of any article of food shall sell such article to any vendor unless he also gives a warranty in writing in the prescribed form about the nature and quality of such article to the vendor.

*Explanation.*—In this section, in sub-section (2) of section 19 and in section 20A, the expression “distributor” shall include a commission agent.

14-A.—*Vendor to disclose the names, etc., of the person from whom the article of food was purchased.*—Every vendor of an article of food shall, if so required, disclose to the food inspector the name, address and other particulars of the person from whom he purchased the article of food”.

8. *Amendment of section 15.*—In section 15 of the principal Act, for the words, “The State Government”, the words “The Central Government or the State Government” shall be substituted.

9. *Amendment of section 16.*—For sub-section (1) of section 16 of the principal Act, the following sub-sections shall be substituted, namely:—

“(1) If any person:—

(a) whether by himself or by any person on his behalf imports into India or manufactures for sale, or stores, sells or distributes any article of food—

(i) which is adulterated or misbranded or the sale of which is prohibited by the Food (Health) authority in the interest of public health;

(ii) other than an article of food referred to in sub-clause (i), in contravention of any of the provisions of this Act or of any rules made thereunder;

Or

(b) prevents a food inspector from taking sample as authorised by this Act; or

(c) prevents a food inspector from exercising any other power conferred on him by or under this Act; or

(d) being a manufacturer of an article of food, has in his possession, or in any of the premises occupied by him, any material which may be employed for the purpose of adulteration, or

(e) uses any report or certificate of a test or analysis made by the Director of the Central Food Laboratory or by a public analyst or any extract thereof for the purpose advertising any article of food; or

(f) whether by himself or by any other person on his behalf gives to the vendor a false warranty in writing in respect of any article of food sold by him. He shall, in addition to the penalty to which he may be liable under the provisions of section 6, be punishable with imprisonment for a term which shall not be less than six months but which may extend to six years, and with fine which shall not be less than one thousand rupees.

Provided that:

(i) if the offence is under sub-clause (i) of clause (a) and is with respect to an article of food which is adulterated under sub-clause (1) of clause (i) of section 2 or misbranded under sub-clause (k) of clause (ix) of that section, or

(ii) if the offence is under sub-clause (ii) of clause (a), the court may for any adequate and special reasons to be mentioned in the judgment, impose a sentence of imprisonment for a term of less than six months or of fine of less than one thousand rupees\*.

(A) If any person in whose safe custody any article of food has been kept under sub-section (4) of section 10, tampers or in any other manner interferes with such article, he shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to two years and with fine which shall not be less than one thousand rupees.

(B) If any person in whose safe custody any article of food has been kept under sub-section (4) of section 10, sells or distributes such article and such article is found by the magistrate before whom it is produced, to be adulterated with any poisonous or other ingredient under sub-clause (h) of clause (i) of section 2, then, notwithstanding anything contained in sub-section (1A), he shall be punishable with imprisonment for a term of six years and with fine which shall not be less than one thousand rupees.

(10) If any person contravenes the provisions of section 14 for section 14A, he shall be punishable with imprisonment for a term which may extend to six months and with fine which shall not be less than five hundred rupees.

(1) If any person convicted of an offence under this Act commits a like offence afterwards, then without prejudice to the provisions of sub-section (2), the court, before which the second or subsequent conviction takes place, may order the cancellation of the licence, if any, granted to him under this Act and thereupon such licence shall, notwithstanding anything contained in this Act, or in the rules made thereunder, stand cancelled."

\*or of both imprisonment for a term of less than six months and fine of less than one thousand rupees.

**10. Amendment of section 19.**—In section 19 of the principal Act:—

(i) for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) A vendor shall not be deemed to have committed an offence pertaining to the sale of any adulterated or misbranded article of food if he proves—

(a) that he purchased the article of food—

(i) in a case where a licence is prescribed for the sale thereof, from a duly licensed manufacturer, distributor or dealer;

(ii) in any other case from any manufacturer, distributor or dealer,

with a written warranty in the prescribed form and

(b) that the article of food while in his possession was properly stored and that he sold it in the same state as he purchased.

(ii) in sub-section (3), for the words, brackets and figure "in sub-section (2)", the words and figures "in section 14" shall be substituted.

**11. Amendment to section 20.**—In section 20 of the principal Act, in sub-section (1), for the words "the State Government or a local authority or a person authorised in this behalf by the State Government or a local authority", the words "the Central Government or the State Government or a local authority or a person authorised in this behalf, by general or special order, by the Central Government or the State Government or a local authority" shall be substituted.

**12. Inspection of new section 20-A.**—After section 20 of the principal Act, the following section shall be inserted, namely—

"20A. *Power of court to implead manufacturer, etc.*—

Where at any time during the trial of any offence under this Act alleged to have been committed by any person, not being the manufacturer, distributor or dealer of any article of food the court is satisfied, on the evidence adduced before it, that such manufacturer, distributor or dealer is also concerned with that offence, then, the court may, notwithstanding anything contained in sub-section (1) of section 351 of the Code of Criminal Procedure, 1898, or in section 20 proceed against him as though a prosecution had been instituted against him under section 20".

**13. Amendment of section 23.**—In section 23 of the principal Act—

(i) in clause (a) of sub-section (i), for the words "and the fees payable therefor", the words "the fees payable therefor, the deposit of any sum as security for the performance of the conditions of the licence and the circumstances under which such licence or security may be cancelled or forfeited" shall be substituted;

(ii) for sub-section (2) the following sub-section shall be substituted, namely:—

"(2) Every rule made by the Central Government under this Act shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

**14. Amendment of section 24.**—In sub-section (2) of section 24 of the principal Act—

(i) in clause (a), the words "and jurisdiction of food inspectors and public analysts" shall be omitted;

(ii) in clause (b) for the words "and the fees payable therefor", the words, "the fees payable therefor, the deposits of any sum as security for the performance of the conditions of the licences or security may be cancelled or forfeited" shall be substituted.

## अनुपूरक

शून्य